

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JOSEPH A. CRUM,,

Plaintiff,

vs

9:06-CV-586

SCOTT DODRILL, Regional Director;
CHRISTINE SULLIVAN, Unit Manager;
and D. RYAN, Disciplinary Hearing Officer,

Defendants.

APPEARANCES:

OF COUNSEL:

JOSEPH A. CRUM
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Forrest City, AR 72336

HON. GLENN T. SUDDABY
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Northern District of New York
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BARBARA D. COTTRELL, ESQ.
Assistant U.S. Attorney

DAVID N. HURD
United States District Judge

ORDER

Plaintiff, Joseph A. Crum, brought this civil rights action pursuant to 42 U.S.C. § 1983. In a Report Recommendation dated March 17, 2008, the Honorable George H. Lowe, United States Magistrate Judge, recommended that defendants' motion to dismiss for failure to state a claim, or in the alternative, their motion for summary judgment be granted. Objections to the Report Recommendation have been filed by the plaintiff.

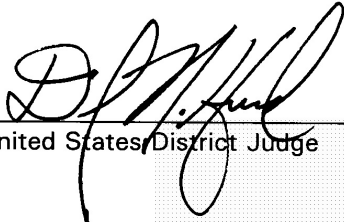
Based upon a de novo review of the portions of the Report-Recommendation to which the plaintiff has objected, the Report-Recommendation is accepted and adopted. See 28 U.S.C. 636(b)(1).

Accordingly, it is

ORDERED that

1. Defendants' motion to dismiss is GRANTED;
2. Plaintiff's complaint is DISMISSED in all respects; and
3. The Clerk is directed to enter judgment accordingly.

IT IS SO ORDERED.


United States District Judge

Dated: June 2, 2008
Utica, New York.